

PRESIDING OFFICER'S
RULING NO. N2021-2/7

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

First-Class Package Service (FCPS)
Service Standard Changes, 2021

Docket No. N2021-2

PRESIDING OFFICER'S RULING GRANTING MOTIONS TO ADMIT EVIDENCE AND
DESIGNATING ADDITIONAL MATERIALS FOR THE EVIDENTIARY RECORD

(Issued August 16, 2021)

On August 6, 2021, the Presiding Officer, on behalf of the Commission, established procedures to administratively enter witness testimony, written cross-examination, and associated library references into the record, along with deadlines to file objections.¹ In accordance with POR No. N2021-2/6, on August 11, 2021, the Postal Service and the American Postal Workers Union, AFL-CIO (APWU) filed motions to admit such materials as evidence.² No parties have filed objections to granting these motions by the deadlines established in POR No. N2021-2/6. Accordingly, both motions are granted.

¹ Presiding Officer's Ruling Cancelling Hearing and Establishing Procedures, August 6, 2021 (POR No. N2021-2/6).

² Motion of the United States Postal Service to Admit into Evidence the Direct Testimonies and Associated Library References of Postal Service Witnesses Hagenstein, Kim, and Foti, August 11, 2021; Motion to Admit Rebuttal Testimony of APWU Witness Anita Morrison (APWU RT-1) into Evidence, August 11, 2021.

The Presiding Officer designates additional materials, which are listed in the attachment to this Ruling, for inclusion in the evidentiary record for Docket No. N2021-2.³ The attachment indicates whether the designated materials shall be transcribed.

RULINGS

1. The Motion of the United States Postal Service to Admit into Evidence the Direct Testimonies and Associated Library References of Postal Service Witnesses Hagenstein, Kim, and Foti, filed August 11, 2021, is granted.
2. The Motion to Admit Rebuttal Testimony of APWU Witness Anita Morrison (APWU RT-1) into Evidence, filed August 11, 2021, is granted.
3. The materials listed in the Attachment to this Ruling are designated for inclusion in the evidentiary record.

Ann C. Fisher
Presiding Officer

³ The materials listed in the attachment include the materials for which the parties filed a motion for admission and additional materials identified by the Commission.

Testimony and Associated Library References (Not Transcribed)

Direct Testimony of Stephen B. Hagenstein on Behalf of the United States Postal Service (USPS-T-1), June 17, 2021; see *also* Notice of Filing Replacement Direct Testimony of Stephen B. Hagenstein on Behalf of the United States Postal Service (USPS-T-1), June 21, 2021; Notice of the United States Postal Service of Revisions to Certain Pages of the Request for an Advisory Opinion, USPS-T-1, USPS-T-2, and USPS-T-3 -- Errata, July 2, 2021 (Errata to Request and Testimony).¹

USPS-LR-N2021-2/2
USPS-LR-N2021-2/3
USPS-LR-N2021-2/4
USPS-LR-N2021-2/NP2
USPS-LR-N2021-2/NP5
USPS-LR-N2021-2/NP6
USPS-LR-N2021-2/NP7
USPS-LR-N2021-2/NP10
USPS-LR-N2021-2/NP12
USPS-LR-N2021-2/NP14
USPS-LR-N2021-2/NP16
USPS-LR-N2021-2/NP19
USPS-LR-N2021-2/NP20

Direct Testimony of Michelle Kim on Behalf of the United States Postal Service (USPS-T-2); June 17, 2021; Errata to Request and Testimony.²

USPS-LR-N2021-2/1
USPS-LR-N2021-2/NP1
USPS-LR-N2021-2/NP11

¹ The testimony, as corrected by the replacement and errata, is included in the Notice of Filing Designated Materials and Declaration Attesting to the Proposed Record Material for United States Postal Service Witness Stephen B. Hagenstein, August 10, 2021.

² The testimony, as corrected by the errata, is included in the Notice of Designated Materials, and Notice of Filing of Declaration Attesting to the Proposed Record Material, for United States Postal Service Witness Kim, August 10, 2021.

Direct Testimony of Thomas J. Foti on Behalf of the United States Postal Service (USPS-T-3), June 17, 2021; Errata to Request and Testimony.³

USPS-LR-N2021-2/NP3
USPS-LR-N2021-2/NP4
USPS-LR-N2021-2/NP8
USPS-LR-N2021-2/NP9
USPS-LR-N2021-2/NP13
USPS-LR-N2021-2/NP17
USPS-LR-N2021-2/NP18

Institutional Library Reference sponsored by United States Postal Service Witness Sharon Owens

USPS-LR-N2021-2/NP15

Rebuttal Testimony of Anita Morrison on Behalf of the American Postal Workers Union, AFL-CIO, August 4, 2021 (APWU RT-1).

Designated Written Discovery Responses (Transcribed)

Stephen B. Hagenstein (USPS-T-1)

POIR No. 11, Questions 1-7, 9-12 (response filed August 12, 2021)
POIR No. 11, Question 8 (response due August 12, 2021)⁴
POIR No. 12, Questions 1-6 (response due August 17, 2021)

Thomas J. Foti (USPS-T-3)

POIR No. 11, Questions 13-18 (response filed August 12, 2021)
POIR No. 12, Questions 7-8 (response due August 17, 2021)

³ The testimony, as corrected by the errata, is included in the Notice of Designated Materials, and Notice of Filing of Declaration Attesting to the Proposed Record Material, for United States Postal Service Witness Foti, August 10, 2021.

⁴ The Postal Service states this response is still being prepared. Responses of the United States Postal Service to Questions 1-7 and 9-19 of Presiding Officer's Information Request No. 11, at 1, August 12, 2021.

United States Postal Service (Institutional Witness Sharon Owens)

POIR No. 8, Question 2 (response filed August 5, 2021)⁵

POIR No. 12, Question 9 (response due August 17, 2021)

⁵ This filing was referenced in Presiding Officer's Ruling on Designation of Responses for Inclusion in the Evidentiary Record, August 5, 2021 (POR No. N2021-2/5) for witness Hagenstein; the response was redirected to witness Owens. Thus, it is included in the Notice of Designated Materials and Notice of Filing of Declaration Attesting to the Proposed Record Material for United States Postal Service Institutional Witness Owens, August 10, 2021.